

특 허 협 력 조 약  
(PATENT COOPERATION TREATY)

발신 : 국제조사기관

PCT

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국제조사보고서 또는 국제조사보고서  
부작성 선언서 송부 통지서

(PCT 규칙 44.1)

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이후의 절차에 대하여는 아래 1. 및 4. 참조

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출원인

KOREA ADVANCED INSTITUTE OF SCIENCE AND TECHNOLOGY et al

1. ☒ 국제보고서가 작성되어 이를 송부함을 출원인에게 통지합니다.  
조약 제19조의 규정에 의한 보정서 및 설명서의 제출:  
희망하는 경우 출원인은 국제출원의 청구의 범위를 보정할 수 있습니다.(조약규칙 46):  
기간, 보정서 제출기간은 통상 국제조사보고서 송부일로부터 2월.

제출처 The international Bureau of WIPO  
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보다 자세한 지침에 대하여는 첨부되는 용지에 기재된 설명을 참조.

2. ☐ 국제조사보고서가 작성되지 아니할 것이며 조약 제17조(2)(a)의 규정에 의한 선언서가 송부됨을 출원인에게 통지합니다.
3. ☐ 조약규칙 40.2의 규정에 의한 추가수수료 납부에 대한 이의신청과 관련하여 아래 사항을 출원인에게 통지합니다.  
☐ 이의신청 및 이의신청에 대한 결정 통지서를 출원인이 제출한 이의신청 및 이의신청에 대한 결정 통지서의 지정관청에의 송부 신청서와 함께 국제사무국에 송부하였습니다.  
☐ 이의신청에 대한 결정이 아직 이루어지지 않았습니다; 결정이 이루어지는 대로 출원인에게 통지할 것입니다.

4. 주의사항

우선일로부터 18월 직후 국제사무국은 국제출원을 공개합니다. 공개를 하지 않거나 또는 연기할 것을 희망하는 경우에는 출원인은 국제공개의 기술적 준비가 완료되기 전에 각각의 경우에 따라 조약 규칙 90bis.1 및 90bis.3의 규정에 의한 국제출원 취하서 또는 우선권주장 취하서를 국제사무국에 제출하여야 합니다.

일부 지정관청에 대하여는 출원인이 우선일로부터 30월까지 (일부관청에 대하여는 더 늦을 수도 있음) 국내단계의 개시를 연기하고자 하는 경우에는 우선일로부터 19월 이내에 국제예비심사를 청구하여야 합니다; 그렇지 않은 경우 출원인은 우선일로부터 20월 이내에 당해 지정관청에 대한 국내단계의 개시를 위한 규정된 절차를 밟아야 합니다.

다른 지정관청에 대하여는, 우선일로부터 19월 이내에 국제예비심사를 청구하지 않더라도 30월(또는 더 늦을 수도 있음)의 기간이 적용될 것입니다.

서식 PCT/IB/301의 부속서류를 참조하기 바라며, 각 특허청마다의 적용기간에 대한 구체적인 사항은 PCT출원인 안내 제2권 국내단계 및 WIPO 인터넷 사이트를 참조하시기 바랍니다.

ISA/KR의 명칭 및 우편주소

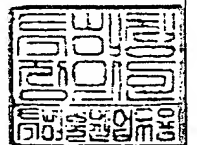


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특허청장

전화번호 82-42-481-5208



## NOTES TO FORM PCT/ISA/220

These Notes are intended to give the basic instructions concerning the filing of amendments under Article 19. The Notes are based on the requirements of the Patent Cooperation Treaty, the Regulations and the Administrative Instructions under that Treaty. In case of discrepancy between these Notes and those requirements, the latter are applicable. For more detailed information, see also the *PCT Applicant's Guide* a publication of WIPO.

In these Notes, "Article," "Rule" and "Section" refer to the provisions of the PCT, the PCT Regulations and the PCT Administrative Instructions, respectively.

### INSTRUCTIONS CONCERNING AMENDMENTS UNDER ARTICLE 19

The applicant has, after having received the international search report, one opportunity to amend the claims of the international application. It should however be emphasized that, since all parts of the international application (claims, description and drawings) may be amended during the international preliminary examination procedure, there is usually no need to file amendments of the claims under Article 19 except where, e.g. the applicant wants the latter to be published for the purposes of provisional protection or has another reason for amending the claims before international publication. Furthermore, it should be emphasized that provisional protection is available in some States only.

#### What parts of the international application may be amended ?

Under Article 19, only the claims may be amended.

During the international phase, the claims may also be amended (or further amended) under Article 34 before the International Preliminary Examining Authority. The description and drawings may only be amended under Article 34 before the International Preliminary Examining Authority.

Upon entry into the national phase, all parts of the international application may be amended under Article 28 or, where applicable, Article 41.

**When ?** Within 2 months from the date of transmittal of the international search report or 16 months from the priority date, whichever time limit expires later. It should be noted, however, that the amendments will be considered as having been received on time if they are received by the International Bureau after the expiration of the applicable time limit but before the completion of the technical preparations for international publication (Rule 46.1).

#### Where not to file the amendments ?

The amendments may only be filed with the International Bureau and not with the receiving Office or the International Searching Authority (Rule 46.2).

Where a demand for international preliminary examination has been/is filed, see below.

**How ?** Either by cancelling one or more entire claims, by adding one or more new claims or by amending the text of one or more of the claims as filed.

A replacement sheet must be submitted for each sheet of the claims which, on account of an amendment or amendments, differs from the sheet originally filed.

All the claims appearing on a replacement sheet must be numbered in Arabic numerals. Where a claim is cancelled, no renumbering of the other claims is required. In all cases where claims are renumbered, they must be renumbered consecutively (Administrative Instructions, Section 205(b)).

The amendments must be made in the language in which the international application is to be published.

#### What documents must/may accompany the amendments ?

Letter (Section 205(b)):

The amendments must be submitted with a letter.

The letter will not be published with the international application and the amended claims. It should not be confused with the "Statement under Article 19(1)" (see below, under "Statement under Article 19(1)").

The letter must be in English or French, at the choice of the applicant. However, if the language of the international application is English, the letter must be in English; if the language of the international application is French, the letter must be in French.

## NOTES TO FORM PCT/ISA/220 (continued)

The letter must indicate the differences between the claims as filed and the claims as amended. It must, in particular, indicate, in connection with each claim appearing in the international application (it being understood that identical indications concerning several claims may be grouped), whether

- (i) the claim is unchanged;
- (ii) the claim is cancelled;
- (iii) the claim is new;
- (iv) the claim replaces one or more claims as filed;
- (v) the claim is the result of the division of a claim as filed.

The following examples illustrate the manner in which amendments must be explained in the accompanying letter:

1. [Where originally there were 48 claims and after amendment of some claims there are 51]:  
"Claims 1 to 29, 31, 32, 34, 35, 37 to 48 replaced by amended claims bearing the same numbers; claims 30, 33 and 36 unchanged; new claims 49 to 51 added."
2. [Where originally there were 15 claims and after amendment of all claims there are 11]:  
"Claims 1 to 15 replaced by amended claims 1 to 11."
3. [Where originally there were 14 claims and the amendments consist in cancelling some claims and in adding new claims]:  
"Claims 1 to 6 and 14 unchanged; claims 7 to 13 cancelled; new claims 15, 16 and 17 added." or  
"Claims 7 to 13 cancelled; new claims 15, 16 and 17 added; all other claims unchanged."
4. [Where various kinds of amendments are made]:  
"Claims 1-10 unchanged; claims 11 to 13, 18 and 19 cancelled; claims 14, 15 and 16 replaced by amended claim 14; claim 17 subdivided into amended claims 15, 16 and 17; new claims 20 and 21 added."

### "Statement under Article 19(1)" (Rule 46.4)

The amendments may be accompanied by a statement explaining the amendments and indicating any impact that such amendments might have on the description and the drawings (which cannot be amended under Article 19(1)).

The statement will be published with the international application and the amended claims.

It must be in the language in which the international application is to be published.

It must be brief, not exceeding 500 words if in English or if translated into English.

It should not be confused with and does not replace the letter indicating the differences between the claims as filed and as amended. It must be filed on a separate sheet and must be identified as such by a heading, preferably by using the words "Statement under Article 19(1)."

It may not contain any disparaging comments on the international search report or the relevance of citations contained in that report. Reference to citations, relevant to a given claim, contained in the international search report may be made only in connection with an amendment of that claim.

### Consequence if a demand for international preliminary examination has already been filed

If, at the time of filing any amendments and any accompanying statement, under Article 19, a demand for international preliminary examination has already been submitted, the applicant must preferably, at the time of filing the amendments (and any statement) with the International Bureau, also file with the International Preliminary Examining Authority a copy of such amendments (and of any statement) and, where required, a translation of such amendments for the procedure before that Authority (see Rules 55.3(a) and 62.2, first sentence). For further information, see the Notes to the demand form (PCT/IPEA/401).

### Consequence with regard to translation of the international application for entry into the national phase

The applicant's attention is drawn to the fact that, upon entry into the national phase, a translation of the claims as amended under Article 19 may have to be furnished to the designated/elected Offices, instead of, or in addition to, the translation of the claims as filed.

For further details on the requirements of each designated/elected Office, see the *PCT Applicant's Guide* Volume II.